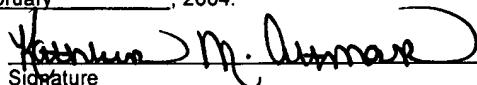


IN THE UNITED STATES PATENT AND TRADEMARK OFFICEINFORMATION DISCLOSURE STATEMENT TRANSMITTAL

O T P E
FEB 06 2004
PATENT & TRADEMARK OFFICE
JC58
In re Application of: Walter H. Olson
Subcutaneous Implantable Cardioverter/Defibrillator
Serial No.: 10/717,395
Filed: November 19, 2003

CERTIFICATE OF MAILING UNDER 37 CFR 1.8: I hereby certify that this INFORMATION DISCLOSURE STATEMENT and the paper(s), as described herein, are being deposited in the U.S. Postal Service, as first class mail, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 3rd day of February, 2004.


Signature
Kathleen M. Altman
Printed Name

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- Information Disclosure Statement
- PTO FORM 1449
- Copies of the 1st pages of the cited references
- Return Postcard

FEE CALCULATION

- \$ 00.00 Pursuant to 37 CFR §1.97(b) (before mailing of first Office Action)
- \$ 00.00 Pursuant to 37 CFR §1.97(c) with Certification (cited in foreign application not more than 3 months earlier)
- \$ 00.00 Pursuant to 37 CFR §1.97(e) with Certification
- \$180.00 Pursuant to 37 CFR §1.97(c) without Certification
- \$180.00 Pursuant to 37 CFR §1.97(d) with Certification
- Applicant hereby petitions for a months' extension of time. If an additional extension of time is required, please consider this petition therefor.
- Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.
- Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked with regard to this filing. A duplicate of this transmittal is enclosed.

February 3, 2004
Date


Michael C. Soldner
Reg. No. 41,455
Telephone: (763) 514-4842
Customer No. 27581

BEST AVAILABLE COPY



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Walter H. Olson) Art Unit: Unknown
Serial No.: 10/717,395)
Filed: November 19, 2003) Examiner: Unknown
) Docket: P-11110.00

For: SUBCUTANEOUS IMPLANTABLE CARDIOVERTER/DEFIBRILLATOR

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with C.F.R. §§ 1.97 et. seq., the materials enclosed herewith are brought to the attention of the Examiner as possibly being of interest in connection with the above-identified patent application.

Consideration of each of the documents listed on the attached Form 1449 is respectfully requested. Pursuant to the provisions of M.P.E.P. §609, Applicant further requests that a copy of the Form 1449, marked as being considered and initialed by the Examiner, be returned with the next Official Communication.

Respectfully submitted,

By:


Michael C. Soldner
Reg. No. 41,455
Telephone: (763) 514-4842
Customer No. 27581

Date: February 3, 2004

BEST AVAILABLE COPY

Please place a plus sign (+) inside this box → +

PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

Complete if Known

| | |
|----------------------|-------------------|
| Application Number | 10/717,395 |
| Filing Date | November 19, 2003 |
| First Named Inventor | Walter H. Olson |
| Group Art Unit | Unknown |
| Examiner Name | Unknown |

Sheet 1 of 1

Attorney Docket Number P11110.00

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite ¹ No. | U.S. Patent Document Number | Kind Code ² (if known) | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|-----------------------------|-----------------------------------|---|--|---|
| AA | 2002/0107548 | A1 | | Bardy, et al. | 08/08/2002 | |
| AB | 2002/0107547 | A1 | | Erlinger, et al. | 08/08/2002 | |
| AC | 2002/0103510 | A1 | | Bardy, et al. | 08/01/2002 | |
| AD | 2002/0072773 | A1 | | Bardy, et al. | 06/13/2002 | |
| AE | 2002/0042634 | A1 | | Bardy, et al. | 04/11/2002 | |
| AF | 2002/0035377 | A1 | | Bardy, et al. | 03/21/2002 | |
| AG | 5,991,656 | | | Olson, et al. | 11/23/1999 | |
| AH | 5,342,407 | | | Dahl, et al. | 08/30/1994 | |
| AI | 5,314,451 | | | Mulier | 05/24/1994 | |
| AJ | 5,255,692 | | | Neubauer, et al. | 10/26/1993 | |
| AK | 5,193,535 | | | Bardy, et al. | 03/16/1993 | |
| AL | 5,188,105 | | | Keimel | 02/23/1993 | |
| AM | 5,163,427 | | | Keimel | 11/17/1992 | |

FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite ¹ No. | Foreign Patent Document Office ³ | Number ⁴ | Kind Code ⁵ (if known) | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
|--------------------|-----------------------|---|---------------------|-----------------------------------|---|--|---|----------------|
| AN | | WO | 02/24275 | A2 | Bardy, et al. | 08/14/2001 | | |

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite ¹ No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
|--------------------|-----------------------|--|----------------|
| | AO | Gradaus, Rainer, et al., "Nonthoracotomy Implantable Cardioverter Defibrillator Placement in Children: Use of Subcutaneous Array Leads and Abdominally Placed Implantable Cardioverter Defibrillators in Children", <u>Journal of Cardiovascular Electrophysiology</u> , Vol. 12, No. 3, March 2001, pp. 356 – 360 | |
| | AP | Schuder, John C., et al., "Experimental Ventricular Defibrillation With an Automatic and Completely Implanted System", <u>Transactions American Society for Artificial Internal Organs</u> , Vol XVI, 1970, pp. 207-212 | |
| | AQ | Olson, Walter H., et al., "Onset and Stability for Ventricular Tachyarrhythmia Detection in an Implantable Pacer-Cardioverter-Defibrillator", <u>Computers in Cardiology</u> , 1986, PP 167-170 | |

| | |
|--------------------|-----------------|
| Examiner Signature | Date Considered |
|--------------------|-----------------|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw Line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

¹ Unique citation designation number.

² See attached Kinds of U.S. Patent Documents.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbol as indicated on the document under WIPO Standard ST. 16 if possible.

⁶ Applicant is to place a check mark here if English language Translation is attached.

¹ Unique citation designation number.

² Applicant is to place a check mark here if English language translation is attached.

TEST AVAILABLE COPY